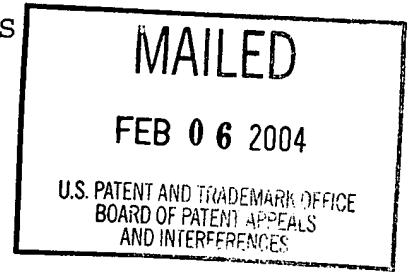


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte STEPHEN CUTLER
and PAUL A. VERWER

Application 09/827,048



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences (BPAI) on December 30, 2003. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

An Information Disclosure Statement (IDS) was filed on July 5, 2001 (Paper No. 5). It is apparent from the record that the examiner has not considered the statement submitted nor notified applicants of why the submission did not meet the criteria set forth in 37 CFR §§ 1.197 and 1.98.

Application 09/827,048

Accordingly, it is

ORDERED that the application is returned to the examiner for consideration of this IDS and for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

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